THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 4948 of 2007

Dated: 13.03.2007

Between:

P. Bharathamma.

..... PETITIONER

AND

The Chief Secretary, A.P. Secretariat,
Hyderabad and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 4948 of 2007

Order:

By this writ petition, the petitioner seeks to direct respondent Nos.1 to 3 to conduct departmental enquiry against respondent Nos.4 to 6.

The petitioner states that after the death of her husband, her brother-in-law, by name Chilukuri Omkaram (respondent No.4), in collusion with respondent Nos.5 and 6, approached her and obtained her signatures on some blank papers stating that they will arrange all pensionary benefits of her husband, and subsequently they withdrew an amount of Rs.5,00,000/- and other terminal benefits of her late husband, and paid only Rs.10,000/- to her. On coming to know of the said fact, she approached the Station House Officer, Devarakonda Police Station, and lodged a complaint against respondent Nos.4 to 6 and the same was registered as a case in Crime No.110 of 2003 under Sections 420 and 323 IPC, which is pending investigation. Thereafter, she also approached the District Collector and the Mandal Educational Officer, Nalgonda, and submitted a representation seeking to take appropriate disciplinary action against respondent Nos.4 to 6, but so far no action has been taken. Hence, she filed the present writ petition.

Heard the learned counsel for the petitioner and the learned Government Pleader for General Administration.

Admittedly, the petitioner has already approached the S.H.O., Devarakonda P.S., and filed a criminal case against respondent Nos.4 to 6 for the alleged acts committed by them, which was registered as a

case in Crime No.110 of 2003 under Sections 420 and 323 IPC. While the said case is pending investigation, she approached this Court and filed the present writ petition seeking to direct the Government to conduct departmental enquiry against respondent Nos.4 to 6 for the same offences. Since the petitioner has already approached the police and filed a criminal case against respondent Nos.4 to 6, which is pending investigation, I see no reasons to direct the Government to conduct any enquiry against respondent Nos.4 to 6 for the same offences at this stage.

The writ petition is devoid of merit and the same is accordingly dismissed. However, the petitioner is at liberty to move the authorities concerned for appropriate action, after the criminal case is over. No costs.

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N.V. RAMANA, J.

Date: 13.03.2007
Nsr